

## United States District Court

DISTRICT OF

UNITED STATES OF AMERICA

WAIVER OF RULE 40 HEARINGS  
(Excluding Probation Cases)

Case Number:

04-1674-CBS

I, Phaykham Phachanhシリ, (See also E. Dist of Tex. Sherman Div. No 4163-191 J Brown) understand that in the

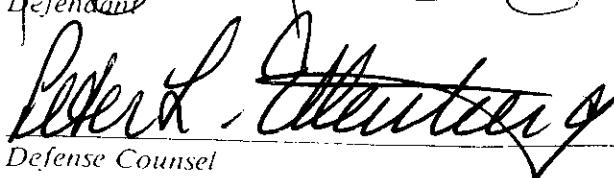
District of Texas, charges are pending  
alleging violation of 21 USC § 846 and that I have been  
arrested in this District and taken before a United States Magistrate, who informed me of the charge and of my  
right to:

(1) retain counsel or request the assignment of counsel if I am unable to retain counsel, (2) request transfer of the  
proceedings to this district pursuant to Rule 20, Fed. R. Crim. P., in order to plead guilty, (3) an identity hearing  
to determine if I am the person named in the charge, and (4) a preliminary examination (unless an indictment has  
been returned or an information filed) to determine whether there is probable cause to believe an offense has  
been committed by me, the hearing to be held either in this district or the district of prosecution.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

identity hearing  
 preliminary examination  
 identity hearing and have been informed I have no right to a preliminary examination  
 identity hearing but request a preliminary examination be held in the prosecuting district  
*I reserve the right to a detention hearing in the charging district*

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the  
charge is pending against me.

  
Defendant  
Defense Counsel7/12/04  
Date